



PUBLIC NOTICE

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DA No. 04-383
February 17, 2004

**WIRELESS TELECOMMUNICATIONS BUREAU
MOBILITY DIVISION
APPROVES WITHDRAWAL OF PETITION TO DENY**

This Public Notice approves the withdrawal of a Petition to Deny filed by Cellco Partnership d/b/a Verizon Wireless on behalf of its subsidiary Southwestco Wireless, L.P. (Southwestco).¹

On December 5, 2003, Southwestco filed a Petition to Deny the application of CC Communications for Cellular Unserved Area for Market 543 B, Nevada 1 – Humbolt RSA, Call Sign KNKN223 including coverage in NV 4 – Mineral RSA.²

On December 30, 2003, Southwestco filed its Request for Approval of Withdrawal of Petition to Deny. Southwestco also filed a declaration in support of its request pursuant to section 1.935 of the Commission's rules.³ The Mobility Division has reviewed the Request for Approval of Withdrawal and finds that it raises no substantial or material questions of fact under Section 309(d) of the Communications Act of 1934, as amended.⁴ Pursuant to sections 0.131, 0.331, and 1.935 of the Commission's rules,⁵ and the statements contained in the Request for Approval of Withdrawal and the declaration of Southwestco, the Mobility Division hereby approves the Request for Approval of Withdrawal and dismisses with prejudice Southwestco's Petition to Deny, filed on December 5, 2003.

Action by the Deputy Chief, Mobility Division.

FOR FURTHER INFORMATION CONTACT: Cyndi Thomas, Assistant Chief, Mobility Division at (202) 418-2018 or Cyndi.Thomas@fcc.gov.

¹ Southwestco Wireless, L.P. Petition to Deny, filed Dec. 5, 2003.

² FCC File No. 0001500247.

³ 47 C.F.R. § 1.935.

⁴ 47 U.S.C. § 309(d).

⁵ 47 C.F.R. §§ 0.131, 0.331, and 1.935.